

Exhibit D

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

CHARLIE THORNTON,)	
Plaintiff,)	
)	
v.)	Case No.: 2:05cv00656 MWF (DRB)
)	
FEDEX GROUND PACKAGE)	
SYSTEM, INC.,)	
Defendant.)	

PLAINTIFF'S INITIAL DISCLOSURES

COMES NOW Plaintiff in the above-styled matter and provides the following initial disclosures to the defendant:

PERSONS WITH DISCOVERABLE KNOWLEDGE

1. The Plaintiff Charlie Thornton. This witness will have knowledge of his contact with the defendant and the circumstances of his detrimental reliance. This witnesses home address is 75 Pine Court, Millbrook, Alabama 36054; telephone 334-285-7915.
2. Any and all persons who are agents, employees or otherwise related to the Defendant who have knowledge of Plaintiff's relationship with the Defendant.
3. Kent Gastineau, Montgomery FedEx Ground employee, will be able to testify as to contacts between Plaintiff and Defendant including the nature and scope of the relationship. This witness's address and telephone numbers are known by Defendant.
4. Chad Primus, Sterns Bank, approved loan for purchase/lease of truck/van and assisted Plaintiff in the sale or release of the purchase/lease agreement. This witness may also have information relevant to the business practices of Defendant. This witness's address is 500 13th Street, Albany, MN 56307; telephone 800-247-1922.
5. Jeff White, Atlanta FedEx Ground, discussed resolving problems with Plaintiff's contract was aware of issues regarding Plaintiff and administrative problems in the Montgomery office. This witness's address and telephone numbers are known by Defendant.
6. Omar Newman, FedEx Ground, promised to work with Plaintiff to resolve problems regarding contract. Will testify that the Montgomery office made administrative mistakes regarding Plaintiff. This witness's address and telephone numbers are known by Defendant.

- receipt from D.O.T. physical
- letters and contract regarding purchase of truck
- payment receipts regarding truck
- Identification Badge issued by Defendant
- FedEx Ground Uniforms/Shoes/Hats
- Instruction Booklet for use of scanner.
- P&D Participant Manual
- Gas Receipts for Truck
- Receipt for purchase of required shoes
- Accident Report Manual
- Insurance Coverage Documents/Protective Insurance
- P&D Maintenance Handbook
- P&D Learning Participant Manual
- Training evaluation reports.
- audio tape recordings of conversations between Plaintiff and Kent Gastineau, Chad Primus, Jeff White, and Omar Newman.

Plaintiff will supplement these disclosures if Plaintiff comes into possession of any relevant documents.

DAMAGES

Plaintiff, at this time, claims actual and punitive damages in the amount of \$850,000.00 as against Defendant for violations of Plaintiff's contractual rights; for actual damages, mental anguish, and emotional distress for the acts complained of.

INSURANCE COVERAGE

This is not applicable to Plaintiff herein.

Respectfully submitted this __20__ day of September, 2005.

ANDY NELMS (NEL022)
Attorney for Plaintiff

OF COUNSEL:

LAW OFFICES OF JAY LEWIS, L.L.C.
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CERTIFICATE OF SERVICE

I hereby certify that I have served the foregoing on the following parties and/or counsel by placing a copy of the same in the United States mail, postage prepaid and properly addressed, or by hand delivery on this 20th day of September, 2005.

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Kenneth Daniel Sansom
John Robert Parker, Jr.
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